

# **EXHIBIT F**

UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION

IN RE: NATIONAL ) MDL No. 2804  
PRESCRIPTION OPIATE )  
LITIGATION, ) Case No.  
 ) 1:17-MD-2804  
 )  
THIS DOCUMENT RELATES TO ) Hon. Dan A.  
ALL CASES ) Polster  
 )

Tuesday, January 15, 2019

HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER  
CONFIDENTIALITY REVIEW

Videotaped Deposition of GREGORY BEAM,  
held at 4206 South J.B. Hunt Drive, Rogers,  
Arkansas, commencing at 8:36 a.m., on the  
above date, before Debra A. Dibble, Certified  
Court Reporter, Registered Diplomate  
Reporter, Certified Realtime Captioner,  
Certified Realtime Reporter and Notary  
Public.

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1 Janssen.

2 MR. ANDERSON: Jon Anderson,  
3 Jackson Kelly on behalf of  
4 AmerisourceBergen.

5 VIDEOGRAPHER: The court  
6 reporter today, Debbie Dibble, will  
7 please swear in the witness.

8 GREGORY BEAM,  
9 having first been duly sworn, was examined  
10 and testified as follows:

11 DIRECT EXAMINATION

12 BY MR. ECKLUND:

13 Q. Good morning, Mr. Beam.  
14 Moments ago the court reporter asked you to  
15 take an oath. What does that oath mean to  
16 you today?

17 A. That means under perjury of  
18 law, I am bound to tell the truth.

19 Q. And the whole truth?

20 A. The whole truth.

21 Q. Everything that you can recall,  
22 your entire recollection?

23 A. Yes, sir.

24 Q. So throughout the day, that's  
25 the expectation.

1 February 1st, 2011. Is that  
2 when you started at Walmart?

3 A. No, sir.

4 Q. When did you start at Walmart?

5 A. I started October of 2006.

6 Q. And what was your title in  
7 October 2006?

8 A. In October 2006, I hired as a  
9 drug diversion coordinator.

10 Q. And was that your first  
11 occasion as a drug diversion coordinator, or  
12 did you come from another company with that  
13 experience?

14 A. I came from another company as  
15 a district loss prevention supervisor.

16 Q. Which company?

17 A. Walgreens.

18 Q. And within Walgreens, were you  
19 responsible for drug diversion?

20 A. Among other things, yes.

21 Q. What other responsibilities did  
22 you have within Walgreens?

23 A. We had theft. Shrink. As well  
24 as HR and employees relations matter.

25 Q. When you talk about theft, are

1 time I came on with Walmart.

2 Q. And in 2006, you transitioned  
3 from Walgreens to Walmart?

4 A. Correct.

5 Q. Okay. And where did you begin  
6 working within Walmart? What part of the  
7 country?

8 A. Here.

9 Q. In Bentonville or Rogers?

10 A. In Rogers.

11 I'm sorry, Bentonville. Home  
12 office.

13 Q. Okay. So you start in  
14 Bentonville, home office, and at that point  
15 you had a somewhat different job  
16 responsibility than what you had at  
17 Walgreens; correct?

18 A. Correct.

19 Q. Okay. How did you become  
20 trained in your new role and responsibility  
21 within Walmart?

22 A. That was -- came from both  
23 personal knowledge as well as experience in  
24 some of the drug investigations that were  
25 completed as special agent with OSI, as well

1 as conducting similar pharmacy-related  
2 investigations within Walgreens.

3 Q. Okay. And when you began at  
4 Walmart, were you focused on one category of  
5 pharmacy products, all categories of pharmacy  
6 products?

A. We were focused on pharmacy operations in total, which means all categories of pharmacy products and process.

17 (Phone interruption.)

18 VIDEOGRAPHER: 8:54. We are  
19 off the video record.

20 (Recess taken, 8:57 a.m. to  
21 8:58 a.m.)

22 THE VIDEOGRAPHER: 8:58. We  
23 are on the video record.

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■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

■ [REDACTED]

5 Q. (BY MR. ECKLUND) You mentioned  
6 that sometimes good people make bad  
7 decisions. Did you report any of those good  
8 people who made these bad decisions to local  
9 law enforcement?

10 A. We did.

11 Q. How many?

12 A. In fact, every investigation  
13 where diversion is proven, we have the  
14 evidence, that information is referred for  
15 prosecution and police are notified in each  
16 individual case.

17 Q. Okay. So in every instance  
18 where you have sufficient information, where,  
19 using your term, where diversion is proven,  
20 and where you have the evidence, that  
21 information is referred to prosecution and  
22 police are notified in each individual case.

23 Did you -- when you had  
24 occasions to suspect diversion, did you refer  
25 that information, whether it was proven or

1 not proven, just suspected, to DEA?

2 MR. VARNADO: Object to form.

3 THE WITNESS: That information  
4 was reported if there were losses  
5 connected. But in terms of referring  
6 for local law enforcement, we did not  
7 refer to local law enforcement unless  
8 there is prosecutable evidence there.

9 Q. (BY MR. ECKLUND) I was  
10 specifically asking about DEA. So it would  
11 have been reported to DEA. And then as far  
12 as referral for prosecution asks you  
13 employees who were involved, that was only  
14 when you felt that the evidence was clear?  
15 That there was prosecutable evidence?

16 A. Yes.

17 Q. Okay.

18 A. And the -- in reporting to the  
19 DEA, each one of these investigations are  
20 coordinated through compliance, who completes  
21 the 106s, per their guidelines. And per  
22 their instructions.

23 What we do is submit the facts  
24 to local law enforcement, our state law  
25 enforcement, for additional action to include



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**[REDACTED]**

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	2019	2020	2021
Revenue	\$18.6M	\$17.6M	\$17.6M
Operating expenses	(10.0M)	(10.0M)	(10.0M)
Operating income	\$8.6M	\$7.6M	\$7.6M
Non-recurring items	-	-	-
Income tax expense	(1.0M)	(1.0M)	(1.0M)
Net income	\$7.6M	\$6.6M	\$6.6M
Diluted shares outstanding	10.0M	10.0M	10.0M
Earnings per share	\$0.76	\$0.66	\$0.66

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